

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

MAGTEN ASSET MANAGEMENT)	
CORPORATION and LAW DEBENTURE)	
TRUST COMPANY OF NEW YORK,)	
)	
Plaintiffs,)	
)	
v.)	C.A. No. 04-1494-(JJF)
)	
NORTHWESTERN CORPORATION,)	RE: D.I. 94
)	
Defendant.)	
)	
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MAGTEN ASSET MANAGEMENT CORP.,)	
)	
Plaintiff,)	
)	
v.)	C.A. Action No. 05-499 (JJF)
)	
MICHAEL J. HANSON and ERNIE J. KINDT,)	RE: D.I. 121
)	
Defendants.)	

**STIPULATION AND (PROPOSED) ORDER
TO AMEND RULE 16 SCHEDULING ORDER**

All of the parties to the above-captioned actions, by and through their undersigned counsel and subject to the approval of the Court, hereby stipulate and agree to amend the (consolidated) Rule 16 Scheduling Order (D.I. 94 in C.A. No. 04-1494; and D.I. 121 in C.A. No. 05-499), as follows:

- A. Paragraph 3(e) is hereby amended to provide that plaintiffs' expert reports are due by September 19, 2007, and defendants' expert reports are due by October 17, 2007.
- B. Paragraph 5 is hereby amended to change the date for serving and filing dispositive motions to November 21, 2007.

C. Paragraph 7 is hereby amended to provide that the date and time for the Pretrial Conference is changed to _____ at _____ a.m./p.m.

D. Paragraph 8 is hereby amended to provide that Trial will commence at _____ a.m./p.m. on _____, 2008.*

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Attorneys for Defendants Mike J. Hanson and Ernie J. Kindt

SO ORDERED this _____ day of _____, 2007.

Honorable Joseph J. Farnan, Jr.
United States District Court Judge

* The parties respectfully request that trial commence at the Court's earliest convenience in or after early February 2008.